Notice of Allowability	Application No.	pplication No. Applicant(s)	
	09/688,169	NISHIMURA ET AL.	
	Examiner	Art Unit	
	Paul A. Zucker	1621	
The MAILING DATE of this communication appeal claims being allowable, PROSECUTION ON THE MERITS IS erewith (or previously mailed), a Notice of Allowance (PTOL-85) HOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT R f the Office or upon petition by the applicant. See 37 CFR 1.313	(OR REMAINS) CLOSED in or other appropriate community IGHTS. This application is and MPEP 1308.	n this application. If not included nunication will be mailed in due cour	se. THIS
☑ The allowed claim(s) is/are <u>7-13 renumbered 1-7, respect</u> i	vel <u>y</u> .		
8. $igotimes$ The drawings filed on <u>16 October 2000</u> are accepted by th	ne Examiner.		
Acknowledgment is made of a claim for foreign priority unalse All b) □ Some* c) □ None of the: 1. □ Certified copies of the priority documents have 2. □ Certified copies of the priority documents have 3. □ Copies of the certified copies of the priority documents have International Bureau (PCT Rule 17.2(a)). * Certified copies not received: □	e been received. e been received in Application cuments have been received of this communication to file MENT of this application.	on No ed in this national stage application e a reply complying with the require	ements
(a) ☐ Including changes required by the Notice of Draftsper 1) ☐ hereto or 2) ☐ to Paper No./Mail Date (b) ☐ including changes required by the attached Examiner Paper No./Mail Date Identifying indicia such as the application number (see 37 CFR each sheet. Replacement sheet(s) should be labeled as such in	son's Patent Drawing Revie - 's Amendment / Comment on 1.84(c)) should be written on the header according to 37 C	or in the Office action of the drawings in the front (not the bac FR 1.121(d).	
7. DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.			
Attachment(s) . Notice of References Cited (PTO-892) . Notice of Draftperson's Patent Drawing Review (PTO-948) . Information Disclosure Statements (PTO-1449 or PTO/SB/Paper No./Mail Date . Examiner's Comment Regarding Requirement for Deposit of Biological Material	6. Interview S Paper No 08), 7. Examiner's	nformal Patent Application (PTO-15 Summary (PTO-413), ./Mail Date <u>20040921</u> s Amendment/Comment s Statement of Reasons for Allowar	

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DETAILED ACTION

Allowable Subject Matter

1. The following is an examiner's statement of reasons for allowance: The instantly claimed method for the treatment of an easily polymerizable compound or its liquid is neither disclosed nor fairly suggested by the closest art of record: Hardison (US 5,296,205 03-1994), Nishimura et al (US 6,620,969 09-2003) and Leva et al (US 4,814,117 03-1989). Applicants have persuasively argued (Amendment, Page 8, lines 4-15) that Hardison does not teach or fairly suggest reversing the order of column packing and that therefore one of ordinary skill in the art would not have conceived that reversing the order of packing could produce the instantly claimed method. The instantly claimed method is therefore patentable over the closest prior art: Hardison, Nishimura and Leva.

NOTE: The instant application is being allowed for the reasons indicated above. Applicants' argument that Nishimura et al (US 6,620,969 09-2003) was not prior art due to the common assignment of Nishimura and the instant application was found unpersuasive. The record of the instant application does not reflect such common assignment.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

EXAMINER'S AMENDMENT

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Frank P. Presta on September 23, 2002.

The claims have been amended as follows:

Claims 1-6 have been canceled.

Claim 7, line 3: The last word [distillate] has been deleted and replaced with the word --distill--.

Conclusion

3. All Post-Allowance correspondence concerning this application must be mailed to the following address: BOX ISSUE FEE, COMMISIONER FOR PATENTS, WASHINGTON, DC 20231 or fax them to The Office of Patent Publications at 703-308-5083 in order to expedite the handling of such correspondence (amendments under 37 CFR 1.132; information disclosure statements, formal drawings, etc.) Sending Post-Allowance papers to the technology center will only cause delays in matching papers with the case. Art Unit: 1621

Contact Information

For information concerning:

- > Status of correspondence sent after receipt of the Notice of Allowance
 - ◆ Contact Correspondence Branch at 703-305-8027
- Notices of Abandonment for <u>failure to pay the Issue Fee</u> or <u>Failure to submit formal drawings Contact 703-305-5358/5340 or by fax 703-305-8755</u>
- > Issue Fees that have not been paid for at LEAST 3 months, but no issue notification has been received Contact 703-305-8263
- ➤ Non-receipt of the <u>Letters Patent Contact 703-305-8263</u>
- > Status of application after the Issue Fee has been paid
- Status of Issue Fee payments or status of receipt of Issue Fees
- > Status of allowed applications after receipt of drawings or fees
- > Status of receipt of formal drawings after allowance
- ◆ Contact Customer Service at 888-786-0101 or 703-308-6789 or 703-305-8497 or 703-305-8495 or 703-308-6790 or by fax at 703-308-5065

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Paul A. Zucker whose telephone number is 571-272-0650. The examiner can normally be reached on Monday-Friday 7:00-3:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Johann R. Richter can be reached on 571-272-0646. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Paul A. Zucker, Ph. D.

Patent Examiner

Technology Center 1600